

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Bruessow et al.
Appl. No.: 10/070,038
Conf. No.: 9705
Filed: July 17, 2002
Title: PHAGE RESISTANT BACTERIA
Art Unit: 1652
Examiner: I. Chowdhury
Docket No.: 112843-042

Commissioner for Patents
P.O. Box 1450
Alexandra, VA 22313-1450

COMMUNICATION

Sir:

This Communication is in response to the Notice of Abandonment Applicants received from the United States Patent and Trademark Office dated October 23, 2006. Applicants note that the Notice of Abandonment was entered in view of the Applicants' alleged failure to timely file a proper reply to the Office Action dated January 13, 2006. Please note that Applicants electronically filed a one-month extension of time along with an Amendment responding to the Office Action dated January 13, 2006 on May 15, 2006. Please find attached a copy of the Acknowledgement Receipt received from the Patent Office along with the extension of time and Amendment documents as evidence of the timely filing of a reply to the Office Action dated January 13, 2006.

If you have any questions or require any additional information, please do not hesitate to contact Applicants' undersigned attorney.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY 

Robert M. Barrett
Reg. No. 30,142
Customer No.: 29157

Date: November 14, 2006

Acknowledgement Receipt

The USPTO has received your submission at **15:53:01** Eastern Time on **15-MAY-2006** by Deposit Account: 021818.

\$ **620** fee paid by e-Filer via *RAM* with Confirmation Number: 109.

You have also pre-authorized the following payments from your USPTO Deposit Account:

Charge any Additional Fees required under 37 C.F.R. Section 1.16 and 1.17

eFiled Application Information

EFS ID	1047045
Application Number	10070038
Confirmation Number	9705
Title	Phage resistant bacteria
First Named Inventor	Harald Bruessow
Customer Number or Correspondence Address	29157
Filed By	Robert M. Barrett/Heather Foster
Attorney Docket Number	112843-042
Filing Date	17-JUL-2002
Receipt Date	15-MAY-2006
Application Type	U.S. National Stage under 35 USC 371

Application Details

Submitted Files	Page Count	Document Description	File Size	Warnings
112843-042ExtOfTime.pdf	1	Extension of Time	60059 bytes	◆ PASS
112843-042Amendment.pdf	11		427814 bytes	◆ PASS
		Document Description	Page Start	Page End
		Amendment - After Non-Final Rejection	1	1
		Claims	2	6
		Applicant Arguments/Remarks Made in an Amendment	7	11
fee-info.pdf	2	Fee Worksheet (PTO-875)	8430 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

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- *Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).*
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Saved Applications for Later Submission

A submission has not been filed officially at the USPTO until the e-filer executes the Confirm & Submit function and the documents are received at the USPTO. The Acknowledgement Receipt is evidence of this submission.

EFS ID	1047045
Saved Date	15-MAY-2006 13:21:28
Title of Invention	Phage resistant bacteria
First Named Inventor	Harald Bruessow
Customer Number or Correspondence Address	29157
Filed By	Robert M. Barrett/Liliana Lobato
Attorney Docket Number	112843-042
Application Type	U.S. National Stage under 35 USC 371

The following documents have been saved for later submission.

Files to be Submitted	Page Count	Document Description	File Size	
112843-042ExtOfTime.pdf	1	Extension of Time	60059 byte	PASS
112843-042Amendment.pdf	11		427814 byte	PASS
		Document Description	Page Start	Page End
		Amendment - After Non-Final Rejection	1	1
		Claims	2	6
		Applicant Arguments/Remarks Made in an Amendment	7	11
fee-info.pdf	2	Fee Worksheet (PTO-875)	8430 byte	PASS

Documents will be saved for your convenience until midnight Eastern Time on 19-MAY-2006 and then will be deleted.

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Electronic Patent Application Fee Transmittal

Application Number:

10070038

Filing Date:

17-Jul-2002

Title of Invention:

Phage resistant bacteria

First Named Inventor:

Harald Bruessow

Filer:

Robert M. Barrett/Liliana Lobato

Attorney Docket Number:

112843-042

Filed as Large Entity

U.S. National Stage under 35 USC 371 Filing Fees

Description

Fee Code

Quantity

Amount

**Sub-Total in
USD(\$)**

Basic Filing:

Pages:

Claims:

Claims in excess of 20

1615

6

50

300

Independent claims in excess of 3

1614

1

200

200

Miscellaneous-Filing:

Petition:

Patent-Appeals-and-Interference:

Post-Allowance-and-Post-Issuance:

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension-of-Time:				
Extension - 1 month with \$0 paid	1251	1	120	120
Miscellaneous:				
Total in USD (\$)				620